

Proposed Amendments to Chapter 1000, State of Maine Guidelines for Municipal Shoreland Zoning Ordinances, as authorized by the Board of Environmental Protection on November 18, 1999

Amendment to Timber Harvesting Standards

Change Section 15.O.(1)(a) to read:

- (a) Within the strip of land extending 75 feet inland from the normal high-water line, ~~there shall be no timber harvesting, except to remove safety hazards~~ may be conducted when the following conditions are met:
- (1) The ground is frozen;
 - (2) There is no resultant soil disturbance;
 - (3) The removal of trees is accomplished using a cable or boom and there is no entry of tracked or wheeled vehicles into the 75-foot strip of land;
 - (4) There is no cutting of trees less than 6 inches in diameter; no more than 30% of the trees 6 inches or more in diameter, measured at 4 ½ feet above ground level, are cut in any 10-year period; and a well-distributed stand of trees and other natural vegetation remains; and
 - (5) A licensed professional forester has marked the trees to be harvested prior to a permit being issued by the municipality.

Change Section 15.O.(1)(b) to read:

- (b) Beyond the 75 foot ~~“no-harvest”~~ strip referred to in paragraph a. above, timber harvesting is permitted in accordance with paragraph 2 below except that in no case shall the average residual basal area of trees over ~~4~~ 4 ½ inches in diameter at 4 ½ feet above ground level be reduced to less than 30 square feet per acre.

Proposed Amendment to “Note” in Section 16.I, *Enforcement*

Note: Current penalties include fines of not less than \$100 nor more than \$2500 per violation for each day that the violation continues. However, in a resource protection district the maximum penalty is increased to \$5000.

Proposed Amendment to Appendix A, Section 12.C.(1-A)(b)

Change the last paragraph of Section 12.C.(1-A)(b) to read:

If a well-distributed stand of trees and other vegetation meeting the requirements of this subparagraph is not present, the 500 square foot special allowance may be permitted only in conjunction with a written plan, including a scaled site drawing, by the property owner, and approved by the planning board or its designee, to reestablish a buffer of trees, shrubs, and other ground cover within 50 feet of the shoreline normal high-water line or upland edge of a wetland.